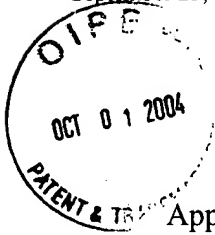


September 23, 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John Ghrayeb, David M. Knight and James E. Looney

Application No.: 09/896,050                      Group: 1644

Filed: June 29, 2001                      Examiner: R. Schwadron, Ph.D.

Confirmation No.: 1490

For: CHIMERIC IMMUNOGLOBULIN FOR CD4 RECEPTORS

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<u>9-29-04</u>	<u><i>Jeanine Busby</i></u>
Date	Signature
<u><i>Jeanine Busby</i></u>	
Typed or printed name of person signing certificate	

STATEMENT UNDER 37 C.F.R. §§ 1.806 AND 1.808

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.806 and 1.808 the undersigned states:

1. The above-referenced application contains reference to a biological deposit.  
Cell line C128A (JL3A3.13) was deposited on September 10, 2004 at the American Type Culture Collection Corporation, 10801 University Boulevard, Manassas, Virginia 20110-2209, U.S.A. in accordance with the terms of the Budapest Treaty under Accession No. PTA-6196.

2. In accordance with 37 C.F.R. § 1.806, the deposit under Accession No. PTA-6196 was made for a term of at least thirty years and at least five years after the most recent request for the furnishing of a sample of the deposit is received by the depository. The deposit under Accession No. PTA-6196 is stored under agreements that make it available beyond the enforceable life of the patent which issues from the subject application and for which the deposit was made.
3. In accordance with 37 C.F.R. § 1.808(a)(1), access to the deposit will be available during the pendency of the above-referenced application to one determined by the Commissioner to be entitled thereto under 37 C.F.R. § 1.14 and 35 U.S.C. § 122.
4. In accordance with 37 C.F.R. § 1.808(a)(2), and except as permitted by 37 C.F.R. § 1.808(b), all restrictions imposed by the depositor on the availability to the public of the deposited material will be irrevocably removed upon the granting of a patent on the above-referenced application.
5. The undersigned is an attorney of record.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By David E. Brook

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Dated: 9/20/04